

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICHELLE J. KINNUCAN,

Plaintiff,

v.

NATIONAL SECURITY AGENCY;
CENTRAL INTELLIGENCE AGENCY;
DEFENSE INTELLIGENCE AGENCY;
DEPARTMENT OF DEFENSE
Defendant.

Case No. 2:20-cv-1309 MJP

STATUS REPORT AND
STIPULATED MOTION AND ORDER

Plaintiff filed the above-captioned lawsuit under the Freedom of Information Act (“FOIA”), 5 USC § 552, against the Defendants seeking the disclosure of certain documents. The parties previously met and conferred and apprised the Court that they agreed that this FOIA matter constituted “an action for review on an administrative record” under Rule 26(a)(1)(B)(i), and is exempt from the initial disclosure requirements of Rule 26(a)(1), as well as from the requirements of Rule 26(f), requiring the parties to prepare a discovery plan. This Court subsequently issued a Minute Order allowing the parties to provide a status report by January 26, 2021.

At this time, counsel for the parties are continuing to confer in good faith in an effort to discuss potential resolution of this action without motion practice. In order to provide the parties with additional time to continue these efforts, the parties jointly propose and agree that there is

1 good cause to provide this Court with a status update within 60 days regarding the status of these
2 efforts and/or propose a stipulated briefing schedule if Court resolution is necessary.

3 IT IS SO STIPULATED, THROUGH PARTIES OF RECORD.

4
5 DATED this 26th day of January, 2021

6 Respectfully submitted,

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24 *pro hac vice application forthcoming

25 *Attorneys for Plaintiff Michelle J. Kinnucan*

26
27 DATED this 26th day of January, 2021.

28 Respectfully submitted,

BRIAN T. MORAN

United States Attorney

s/ Katie D. Fairchild

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Attorney for Federal Defendants

ORDER

IT IS SO ORDERED. Dated

this 27th day of January, 2021


MARSHA J. PECHMAN
United States District Judge